

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself )  
and all others similarly situated, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
AWB LIMITED and AWB (U.S.A.) )  
LIMITED )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 1:07-CV-3880-GEL

**MOTION TO ADMIT COUNSEL  
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, A. Arnold Gershon, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

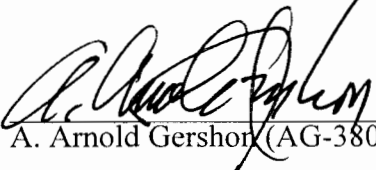
Gerald J. Rodos  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838

Gerald J. Rodos is a member in good standing of the Bar of the Commonwealth of Pennsylvania.

There are no pending disciplinary proceedings against Gerald J. Rodos in any State or Federal Court.

New York, New York  
Dated: June 27, 2007

Respectfully submitted,

  
A. Arnold Gershon (AG-3809)

6-19-07 5:15 PM

BARRACK, RODOS & BACINE  
1350 Broadway, Suite 1001  
New York, NY 10018  
Telephone: (212) 688-0782

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

\_\_\_\_\_  
MELVIN ERB, on behalf of himself )  
and all others similarly situated, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
AWB LIMITED and AWB (U.S.A.) )  
LIMITED )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 1:07-CV-3880-GEL

**AFFIDAVIT OF A. ARNOLD  
GERSHON IN SUPPORT OF MOTION  
TO ADMIT COUNSEL PRO HAC VICE**

State of New York )  
 ) ss.:  
County of New York )

A. Arnold Gershon, being duly sworn, hereby deposes and says as follows:

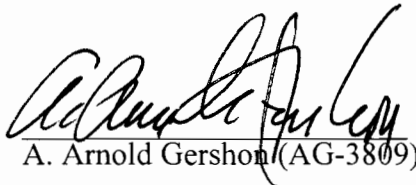
1. I am a partner at Barrack, Rodos & Bacine, counsel for Plaintiff Melvin Erb in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Gerald J. Rodos as counsel pro hac vice to represent Plaintiff in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1966. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Gerald J. Rodos for more than 20 years.
4. Gerald J. Rodos is a partner with Barrack, Rodos & Bacine in Philadelphia, Pennsylvania.
5. I have found Gerald J. Rodos to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Gerald J. Rodos, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Gerald J. Rodos, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Gerald J. Rodos, pro hac vice, to represent Plaintiff Melvin Erb in the above captioned matter, be granted.

Sworn to before me  
this 27 day of June 2007

  
NOTARY PUBLIC

B. JENNIFER JAFFEE  
Notary Public, State of New York  
No. 02JA4743981  
Qualified in New York County  
Commission Expires Aug. 1, 2011 07

  
A. Arnold Gershon (AG-3809)



Supreme Court of Pennsylvania

**CERTIFICATE OF GOOD STANDING**

***Gerald Jay Rodos, Esq.***

**DATE OF ADMISSION**

***January 11, 1971***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my hand and official seal**

**Dated: June 1, 2007**

\_\_\_\_\_  
John W. Person, Jr., Esq.  
Deputy Prothonotary

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself	)	
and all others similarly situated,	)	Civil Action No. 1:07-CV-3880-GEL
	)	
Plaintiff,	)	
	)	<b>ORDER FOR ADMISSION</b>
	)	<b>PRO HAC VICE ON WRITTEN</b>
v.	)	<b>MOTION</b>
	)	
AWB LIMITED and AWB (U.S.A.)	)	
LIMITED	)	
	)	
Defendants.	)	
	)	

Upon the motion of A. Arnold Gershon, attorney for Plaintiff Melvin Erb, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Gerald J. Rodos  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838  
Email: grodos@barrack.com

is admitted to practice pro hac vice as counsel for Plaintiff in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

---

UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself	)	
and all others similarly situated,	)	Civil Action No. 1:07-CV-3880-GEL
	)	
Plaintiff,	)	
	)	<b>MOTION TO ADMIT COUNSEL</b>
v.	)	<b>PRO HAC VICE</b>
	)	
AWB LIMITED and AWB (U.S.A.)	)	
LIMITED	)	
	)	
Defendants.	)	
	)	

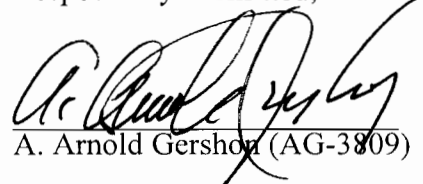
PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, A. Arnold Gershon, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Chad Allen Carder  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838

Chad Allen Carder is a member in good standing of the Bar of the Commonwealth of Pennsylvania and the State of New Jersey. There are no pending disciplinary proceedings against Chad Allen Carder in any State or Federal Court.

New York, New York  
Dated: June 27, 2007

Respectfully submitted,

  
A. Arnold Gershon (AG-3809)



BARRACK, RODOS & BACINE  
1350 Broadway, Suite 1001  
New York, NY 10018  
Telephone: (212) 688-0782

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

\_\_\_\_\_  
MELVIN ERB, on behalf of himself )  
and all others similarly situated, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
AWB LIMITED and AWB (U.S.A.) )  
LIMITED )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 1:07-CV-3880-GEL

**AFFIDAVIT OF A. ARNOLD  
GERSHON IN SUPPORT OF MOTION  
TO ADMIT COUNSEL PRO HAC VICE**

State of New York )  
 ) ss.:  
County of New York )

A. Arnold Gershon, being duly sworn, hereby deposes and says as follows:

1. I am a partner at Barrack, Rodos & Bacine, counsel for Plaintiff Melvin Erb in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Chad Allen Carder as counsel pro hac vice to represent Plaintiff in this matter.
2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in 1966. I am also admitted to the bar of the United States District Court for the Southern District of New York and am in good standing with this Court.
3. I have known Chad Allen Carder since 2006.
4. Chad Allen Carder is an associate with Barrack, Rodos & Bacine in Philadelphia, Pennsylvania.
5. I have found Chad Allen Carder to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Chad Allen Carder, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Chad Allen Carder, pro hac vice, which is attached hereto as Exhibit A.

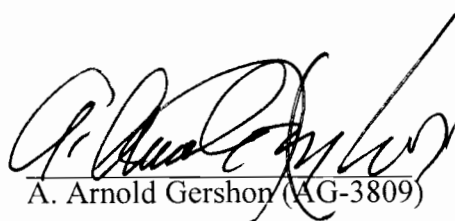
WHEREFORE it is respectfully requested that the motion to admit Chad Allen Carder, pro hac vice, to represent Plaintiff Melvin Erb in the above captioned matter, be granted.

Sworn to before me  
this 27 day of June 2007



NOTARY PUBLIC

B. JENNIFER JAFFEE  
Notary Public, State of New York  
No. 02JA4743861  
Qualified in New York County  
Commission Expires Aug. 1, 2007



A. Arnold Gershon (AG-3809)



Supreme Court of Pennsylvania

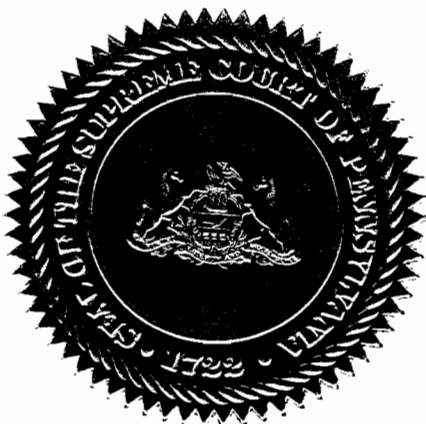
**CERTIFICATE OF GOOD STANDING**

***Chad Allen Carder, Esq.***

**DATE OF ADMISSION**

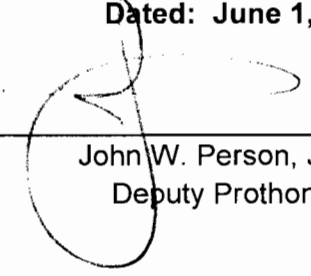
***November 7, 2002***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.

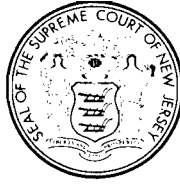


**Witness my hand and official seal**

**Dated: June 1, 2007**

  
\_\_\_\_\_  
John W. Person, Jr., Esq.  
Deputy Prothonotary

# Supreme Court of New Jersey

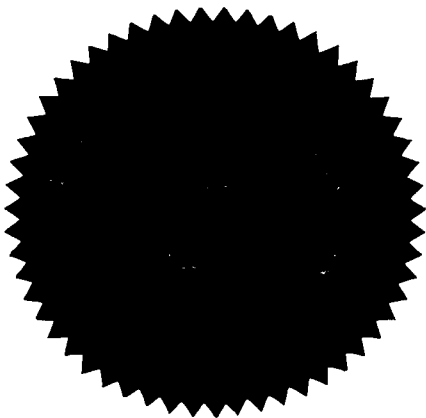


## Certificate of Good Standing

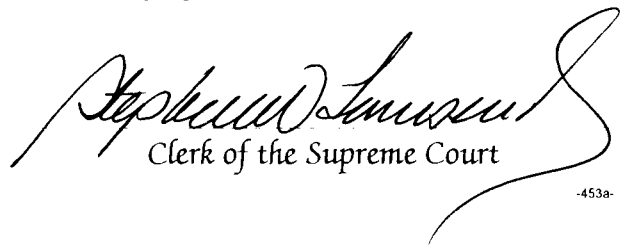
This is to certify that **CHAD ALLEN CARDER**  
(No. **027092002** ) was constituted and appointed an Attorney at Law of New  
Jersey on **December 20, 2002** and, as such,  
has been admitted to practice before the Supreme Court and all other courts of this State  
as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in  
Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing"  
if the Court's records reflect that the attorney: 1) is current with all assessments  
imposed as a part of the filing of the annual Attorney Registration Statement, including,  
but not limited to, all obligations to the New Jersey Lawyers' Fund for Client  
Protection; 2) is not suspended or disbarred from the practice of law; 3) has not  
resigned from the Bar of this State; and 4) has not been transferred to Disability  
Inactive status pursuant to Rule 1:20-12.

*Please note that this Certificate does not constitute confirmation of an attorney's  
satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to  
practice law in this State.*



In testimony whereof, I have  
hereunto set my hand and  
affixed the Seal of the  
Supreme Court, at Trenton, this  
**31ST** day of **May**, 20 **07**

  
Clerk of the Supreme Court

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself	)	
and all others similarly situated,	)	Civil Action No. 1:07-CV-3880-GEL
	)	
Plaintiff,	)	
	)	<b>ORDER FOR ADMISSION</b>
	)	<b>PRO HAC VICE ON WRITTEN</b>
v.	)	<b>MOTION</b>
	)	
AWB LIMITED and AWB (U.S.A.)	)	
LIMITED	)	
	)	
Defendants.	)	
	)	

Upon the motion of A. Arnold Gershon, attorney for Plaintiff Melvin Erb, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Chad Allen Carder  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838  
Email: ccarder@barrack.com

is admitted to practice pro hac vice as counsel for Plaintiff in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

---

UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself	)	
and all others similarly situated,	)	Civil Action No. 1:07-CV-3880-GEL
	)	
Plaintiff,	)	
	)	<b>MOTION TO ADMIT COUNSEL</b>
v.	)	<b>PRO HAC VICE</b>
	)	
AWB LIMITED and AWB (U.S.A.)	)	
LIMITED	)	
	)	
Defendants.	)	
	)	

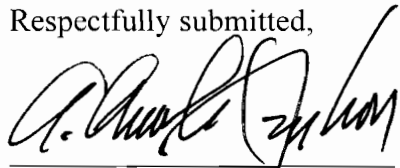
PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, A. Arnold Gershon, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Jeffrey B. Gittleman  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838

Jeffrey B. Gittleman is a member in good standing of the Bar of the Commonwealth of Pennsylvania and the State of New Jersey. There are no pending disciplinary proceedings against Jeffrey B. Gittleman in any State or Federal Court.

New York, New York  
Dated: June 27, 2007

Respectfully submitted,

  
A. Arnold Gershon (AG-3809)



BARRACK, RODOS & BACINE  
1350 Broadway, Suite 1001  
New York, NY 10018  
Telephone: (212) 688-0782

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

\_\_\_\_\_  
MELVIN ERB, on behalf of himself )  
and all others similarly situated, )  
 )  
Plaintiff, )  
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v. )  
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AWB LIMITED and AWB (U.S.A.) )  
LIMITED )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 1:07-CV-3880-GEL

**AFFIDAVIT OF A. ARNOLD  
GERSHON IN SUPPORT OF MOTION  
TO ADMIT COUNSEL PRO HAC VICE**

State of New York )  
 ) ss.:  
County of New York )

A. Arnold Gershon, being duly sworn, hereby deposes and says as follows:

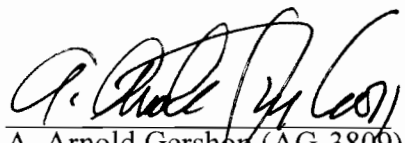
1. I am a partner at Barrack, Rodos & Bacine, counsel for Plaintiff Melvin Erb in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Jeffrey B. Gittleman as counsel pro hac vice to represent Plaintiff in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1966. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Jeffrey B. Gittleman since 2006.
4. Jeffrey B. Gittleman is a partner with Barrack, Rodos & Bacine in Philadelphia, Pennsylvania.
5. I have found Jeffrey B. Gittleman to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Jeffrey B. Gittleman, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Jeffrey B. Gittleman, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Jeffrey B. Gittleman, pro hac vice, to represent Plaintiff Melvin Erb in the above captioned matter, be granted.

Sworn to before me  
this 27 day of June 2007

  
NOTARY PUBLIC

**B. JACOBSON JAFFE**  
Notary Public, State of New York  
No. 62464768881  
Qualified in New York County  
Commission Expires Aug. 1, 2011 27

  
A. Arnold Gershon (AG-3809)



Supreme Court of Pennsylvania

**CERTIFICATE OF GOOD STANDING**

***Jeffrey B. Gittleman, Esq.***

**DATE OF ADMISSION**

***December 2, 1996***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my Hand and official seal**

**Dated: June 1, 2007**

\_\_\_\_\_  
John W. Person, Jr., Esq.  
Deputy Prothonotary

# Supreme Court of New Jersey

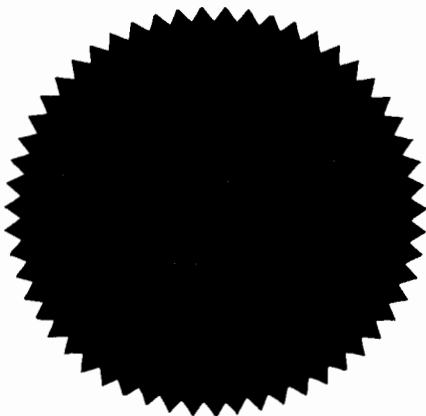


## Certificate of Good Standing

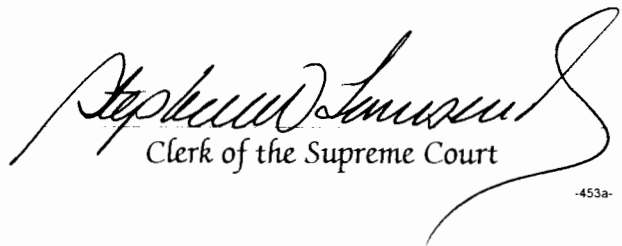
This is to certify that **JEFFREY BRIAN GITTLEMAN**  
(No. **031351996** ) was constituted and appointed an Attorney at Law of New  
Jersey on **December 30, 1996** and, as such,  
has been admitted to practice before the Supreme Court and all other courts of this State  
as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in  
Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing"  
if the Court's records reflect that the attorney: 1) is current with all assessments  
imposed as a part of the filing of the annual Attorney Registration Statement, including,  
but not limited to, all obligations to the New Jersey Lawyers' Fund for Client  
Protection; 2) is not suspended or disbarred from the practice of law; 3) has not  
resigned from the Bar of this State; and 4) has not been transferred to Disability  
Inactive status pursuant to Rule 1:20-12.

*Please note that this Certificate does not constitute confirmation of an attorney's  
satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to  
practice law in this State.*



In testimony whereof, I have  
hereunto set my hand and  
affixed the Seal of the  
Supreme Court, at Trenton, this  
**31ST** day of **May**, 20 **07**

  
Clerk of the Supreme Court

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MELVIN ERB, on behalf of himself	)	
and all others similarly situated,	)	Civil Action No. 1:07-CV-3880-GEL
	)	
Plaintiff,	)	
	)	<b>ORDER FOR ADMISSION</b>
	)	<b>PRO HAC VICE ON WRITTEN</b>
v.	)	<b>MOTION</b>
	)	
AWB LIMITED and AWB (U.S.A.)	)	
LIMITED	)	
	)	
Defendants.	)	
	)	

Upon the motion of A. Arnold Gershon, attorney for Plaintiff Melvin Erb, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Jeffrey B. Gittleman  
Barrack, Rodos & Bacine  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
Telephone: (215) 963-0600  
Facsimile: (215) 963-0838  
Email: jgittleman@barrack.com

is admitted to practice pro hac vice as counsel for Plaintiff in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

---

UNITED STATES DISTRICT JUDGE

DECLARATION OF SERVICE

I, ELINOR BERNIER, state as follows:

I am not a party to this action; am over 18 years of age I am a citizen of the United States and a resident in Queens, New York. I have been a legal assistant for over 25 years and am presently employed by Barrack, Rodos & Bacine at 1350 Broadway, New York, New York, attorneys for the plaintiff in the attached action and am familiar with the processing of legal documents for delivery in the ordinary course of business.

I declare that on June 28, 2007 I served the enclosed *Affidavit of A. Arnold Gershon In Support of Motion to Admit Counsel Pro Hac Vice, and [Proposed] Order For Admission Pro Hac Vice on Written Motion* on counsel listed below at the addresses designated by said attorneys for that purpose in the following manner:

- ☒ By depositing a true copy of same enclosed in a properly addressed wrapper, in a depository under the exclusive care and custody for pick up by the United States Postal Service.
- ☐ By hand delivery via messenger service
- ☐ By overnight courier, viz., UPS Express service
- ☐ By facsimile at the FAX numbers listed below (copy of the Confirmation attached).

I further declare under the penalties of perjury under the laws of the State of New York that the foregoing is true and correct.

Dated: New York, New York  
June 28, 2007

**SEE ATTACHED SERVICE LIST**

  
ELINOR BERNIER



**SERVICE LIST (AWB LTD.)**

Seth R. Gassman, Esq.  
Cohen, Milstein, Hausfeld & Toll, PLLC  
150 East 52nd Street, 13th Floor  
New York, New York 10022

Michael D. Hausfeld, Esq.,  
Benjamin D. Brown, Esq.,  
Hilary K. Ratway, Esq.,  
Andrea L. Hertzfeld, Esq.  
Cohen Milstein Hausfeld & Toll, PLLC  
1100 New York Avenue, N. W.  
Suite 500, West Tower  
Washington, DC 20005

Roderick E. Edmond, Esq.  
Craig T. Jones, Esq.  
Edmond & Jones, LLP  
127 Peachtree Street N.E., Suite 410  
Atlanta, GA 30303

Bruce L. Simon, Esq.  
Pearson Simon Warshaw Penny, LLP  
44 Montgomery Street, Suite 1200  
San Francisco CA 94104

Roberta D. Liebenberg, Esq.  
Donald L. Perelman, Esq.  
Fine, Kaplan & Black, RPC  
1835 Market Street, 28th Floor  
Philadelphia PA 19103

L. Palmer Foret, Esq.  
The Law Firm of L. Palmer Foret, PC  
1735 20th Street N.W.  
Washington, DC 20009

Michael P. Lehmann, Esq.  
Furth Lehmann & Grant, LLP  
225 Bush Street, 15th Floor  
San Francisco CA 94104

Gary S. Soter, Esq.  
Pearson Simon Warshaw Penny LLP  
15165 Ventura Blvd., Suite 400  
Sherman Oaks CA 91403

Steven A. Asher, Esq.,  
Mindee J. Ruben, Esq.  
Weinstein Kitchenoff & Asher LLC  
1845 Walnut Street, Suite 1100  
Philadelphia PA 19103

W. Joseph Bruckner, Esq.  
Lockridge Grindal Nauen PLLP  
Suite 2200  
100 Washington Avenue South  
Minneapolis MN 55401

Robert H. Baron, Esq.  
Cravath Swaine & Moore LLP  
Worldwide Plaza  
825 Eighth Avenue  
New York, New York 10019

Thomas S. McNamara, Esq.  
Indik & McNamara, PC  
100 South Broad Street, Suite 2230  
Philadelphia PA 19110